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FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

SEP 20 PM 3:26
CLERK OF DISTRICT COURT
WESTERN DISTRICT OF TEXAS

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROSENDO HILARIO RODRIGUEZ-ESPINO

aka "CHEF" aka "ROJO" (1)

FRANCISCO MEDINA ALDACO (2)

JESUS ANGEL MORENO (3)

KIMBERLY BRETADO (4)

JOSE ESPINOSA AGUILAR

aka "CHEMA" (5)

VICTOR RODRIGUEZ-CISNEROS

aka "VIRO" (6)

LEOBARDO SANCHEZ-ESPINDOLA

aka "LEO" (7)

FREDY PINEDA-PINEDA (8)

SANTOS MONTOYA-SIERRA (9)

ANTHONY ACOSTA (10)

[REDACTED]

Defendants.

SEALED

CRIMINAL NO. SA-17-CR-00070-DAE

4th SUPERSEDING INDICTMENT

CT 1: 21:846 & 841(a)(1) -Conspiracy to

Possess a Controlled Substance with

Intent to Distribute (methamphetamine);

CT 2: 21:841(a)(1)-Possession with

Intent to Distribute a Controlled Substance;

(methamphetamine)

CT 3: 21:959(a),963,960(a)(3) & (b)(1)-

Extraterritorial distribution of narcotics

(methamphetamine);

CT 4: 21:841(a)(1)- Possession with

Intent to Distribute a Controlled Substance;

(methamphetamine)

CT 5: 18:924(c)- Possession of a Firearm

in furtherance of a Drug Trafficking Crime

CT 6: 21:841(a)(1) & 841(b)(1)(A)(viii)-

Possession with Intent to Distribute a

Controlled Substance (methamphetamine)

CT 7: 21:846 & 841(a)(1)-Conspiracy to

Possess a Controlled Substance With Intent

to Distribute (heroin)

CT 8: 21:841(a)(1) & 841(b)(1)(A)(i)

Possession with Intent to Distribute a

Controlled Substance (heroin)

CT 9: 18 U.S.C. 1956 (a)(1)(A)(i) &

(ii) and 1956(h)- Money Laundering

CT 10: 21:841(a)(1) & 841(b)(1)(A)(i)-

Possession with Intent to Distribute a

Controlled Substance (heroin)

CT 11: 21:841(a)(1) & 841(b)(1)(A)(viii)-

Possession with Intent to Distribute a

Controlled Substance (methamphetamine)

CT 12: 21:841(a)(1) & 841(b)(1)(B)(ii)-

Possession with Intent to Distribute a

Controlled Substance (cocaine)

CT 13: 21:841(a)(1) & 841(b)(1)(A)(i)-

Possession with Intent to Distribute a

Controlled Substance (heroin)

CT 14: 841(a)(1) & 841(b)(1)(A)(viii)-

Possession with Intent to Distribute a

Controlled Substance (methamphetamine)


THE GRAND JURY CHARGES:

COUNT ONE

(21 U.S.C. 846 & 841(a)(1) & 841(b)(1)(A)(viii))

That beginning on or about November 1, 2016, and continuing through and including the date of this indictment, in the Western District of Texas, Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
FRANCISCO MEDINA ALDACO (2)
JESUS ANGEL MORENO (3)
KIMBERLY BRETADO (4)
JOSE ESPINOSA AGUILAR aka "CHEMA" (5)
VICTOR RODRIGUEZ-CISNEROS aka "VIRO" (6)
LEOBARDO SANCHEZ-ESPINDOLA aka "LEO" (7)
FREDY PINEDA-PINEDA (8)
SANTOS MONTOYA-SIERRA (9)
ANTHONY ACOSTA (10)



knowingly, intentionally, and unlawfully conspired, combined, confederated, and agreed with others to the Grand Jury known and unknown, to commit offenses against the United States, in violation of Title 21, United States Code, Section 846, that is to say, they conspired to possess a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, with intent to distribute same, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT TWO

(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(viii))

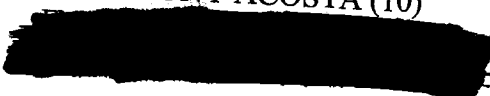
That on or about November 30, 2016, in the Western District of Texas, Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
FRANCISCO MEDINA ALDACO (2)

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT THREE
(21 U.S.C. 959(a), 963, 960(a)(3) and (b)(1))

Beginning on or about November 17, 2016 and continuing until on or about date of this Indictment in the Western District of Texas, the Republic of Mexico, and elsewhere, the Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
FRANCISCO MEDINA ALDACO (2)
JESUS ANGEL MORENO (3)
KIMBERLY BRETADO (4)
JOSE ESPINOSA AGUILAR aka "CHEMA" (5)
VICTOR RODRIGUEZ-CISNEROS aka "VIRO" (6)
LEOBARDO SANCHEZ-ESPINDOLA aka "LEO" (7)
FREDY PINEDA-PINEDA (8)
SANTOS MONTOYA-SIERRA (9)
ANTHONY ACOSTA (10)


knowingly, intentionally, and unlawfully conspired, combined, confederated, and agreed together, and with each other, and with others to the Grand Jury unknown, to commit offenses against the United States, in violation of Title 21, United States Code, Section 963, that is to say, they conspired to distribute 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, intending and knowing that said controlled substance would be unlawfully imported into the United States, in violation of Title 21, United States Code, Sections 959(a), 963, and 960(a)(3) and (b)(1).

COUNT FOUR
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(viii))

That on or about November 8, 2016, in the Western District of Texas, Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
JESUS ANGEL MORENO (3)
JOSE ESPINOSA AGUILAR aka "CHEMA" (5)
VICTOR RODRIGUEZ-CISNEROS aka "VIRO" (6)
LEOBARDO SANCHEZ-ESPINDOLA aka "LEO" (7)

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT FIVE
(18 U.S.C. 924(c)(1) and (2))

Beginning on or about November 8, 2016, in the Western District of Texas, Defendant,

JESUS ANGEL MORENO (3)

did knowingly carry or use a firearm, that is a Smith and Wesson, .9mm semi-automatic handgun Model SW9VE, serial #DYK1507, during and in relation to the drug trafficking crimes charged in Count One or Four of this Indictment, and did possess said firearm in furtherance of said drug trafficking crimes, re-alleged herein, contrary to Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT SIX
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(viii))

That on or about February 2, 2017, in the Western District of Texas, Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
KIMBERLY BRETADO (4)

knowingly and intentionally possessed with intent to distribute a controlled substance, which

offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT SEVEN
(21 U.S.C. 846 & 841(a)(1) & 841(b)(1)(A)(i))

That beginning on or about January 1, 2015, and continuing through and including the date of this indictment, in the Western District of Texas, the Northern District of Texas and elsewhere, Defendants,

ROSENDO HILARIO RODRIGUEZ-ESPINO aka "CHEF" aka "ROJO" (1)
KIMBERLY BRETADO (4)

knowingly, intentionally, and unlawfully conspired, combined, confederated, and agreed with others to the Grand Jury known and unknown, to commit offenses against the United States, in violation of Title 21, United States Code, Section 846, that is to say, they conspired to possess a controlled substance, which offense involved 1 kilogram or more of a mixture or substance containing a detectable amount of heroin, a Schedule I Controlled Substance, with intent to distribute same, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i).

COUNT EIGHT
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(i))

That on or about May 24, 2015, in the Western District of Texas and elsewhere, Defendant,

KIMBERLY BRETADO (4)

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved one kilogram or more of a mixture or substance containing a detectable amount of heroin, a Schedule I Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i).

COUNT NINE
(18 U.S.C. 1956 (a)(1)(A)(i) & (ii) and 1956(h))

Beginning on or about November 1, 2016 through and including July 12, 2017, in the Western District of Texas and elsewhere, the Defendants,

JOSE ESPINOSA AGUILAR aka "CHEMA" (5)
VICTOR RODRIGUEZ-CISNEROS aka "VIRO" (6)
LEOBARDO SANCHEZ-ESPINDOLA aka "LEO" (7)
FREDY PINEDA-PINEDA (8)

[REDACTED] (2)

did knowingly conspire with each other and others known and unknown to the Grand Jury to conduct and to attempt to conduct financial transactions, affecting interstate and foreign commerce, which involved the proceeds of a specified unlawful activity, to-wit: drug trafficking violations of Title 21, United States Code, Sections 846, 841(a)(1), 963, 952, 959 and 960(a)(1), with the intent to promote the carrying on of the specified unlawful activity knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity.

COUNT TEN
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(i))

That on or about August 8, 2017, in the Western District of Texas, Defendants,

FREDY PINEDA-PINEDA (8)

[REDACTED]

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved one kilogram or more of a mixture or substance containing a detectable amount of heroin, a Schedule I Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i).

COUNT ELEVEN
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(viii))

That on or about August 8, 2017, in the Western District of Texas, Defendants,

FREDY PINEDA-PINEDA (8)
[REDACTED]

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT TWELVE
(21 U.S.C. 841(a)(1) & 841(b)(1)(B)(ii))

That on or about August 8, 2017, in the Western District of Texas, Defendants,

FREDY PINEDA-PINEDA (8)
[REDACTED]

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(ii).

COUNT THIRTEEN
(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(i))

That on or about August 16, 2017, in the Western District of Texas, Defendants,

SANTOS MONTOYA-SIERRA (9)
ANTHONY ACOSTA (10)
[REDACTED]

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved one kilogram or more of a mixture or substance containing a detectable amount of heroin, a Schedule I Controlled Substance, in violation of Title 21, United States Code, Sections

841(a)(1) and 841(b)(1)(A)(i).

COUNT FOURTEEN

(21 U.S.C. 841(a)(1) & 841(b)(1)(A)(viii))

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That on or about August 8, 2017, in the Western District of Texas, Defendants,

[REDACTED]

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

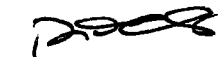
A TRUE BILL.

[REDACTED]

FOREPERSON OF THE GRAND JURY

RICHARD L. DURBIN, JR.
UNITED STATES ATTORNEY

BY:



RUSSELL D. LEACHMAN
Assistant U.S. Attorney